



# **PINAL COUNTY**

WIDE OPEN OPPORTUNITY

## **PINAL COUNTY BOARD OF SUPERVISORS REGULAR SESSION MINUTES**

**Wednesday, November 1, 2023  
9:32 AM**

### **BOARD OF SUPERVISORS**

**Chairman Jeff Serdy**  
Supervisor, District 5

**Vice-Chairman Jeffrey McClure**  
Supervisor, District 4

**Kevin Cavanaugh**  
Supervisor, District 1

**Mike Goodman**  
Supervisor, District 2

**Stephen Q. Miller**  
Supervisor, District 3

PINAL COUNTY ADMINISTRATIVE COMPLEX  
BOARD OF SUPERVISORS HEARING ROOM  
135 N. PINAL STREET  
FLORENCE, AZ 85132

**All Presentations are attached to the Agenda at:**  
[Click Here to View the Regular Session Agenda](#)

**and a Video Recording of this meeting can be viewed at:**  
[Click Here to View Video Recording](#)

Chairman Serdy offered for the Invocation by Chaplain Joseph Samoge Jr., Pinal County Sheriff's Office and the pledge of allegiance by Supervisor Cavanaugh. The Pinal County Board of Supervisors convened at 9:32 a.m. this date. The meeting was called to order by Chairman Serdy with the announcement outside counsel has a scheduling conflict therefore if needed at 1:30 p.m. Item 24 will be called, and noted the Board may take a Recess around 12:30 p.m.

**Members Present:** Chairman Jeff Serdy; Vice-Chairman Jeffrey McClure; Supervisor Kevin Cavanaugh; Supervisor Mike Goodman; Supervisor Stephen Q. Miller

**Staff Present:** County Manager, Leo Lew; Assistant Bureau Chief Civil Deputy County Attorney, Kevin Costello; Clerk of the Board, Natasha Kennedy and Deputy Clerk of the Board, Kelsey Pickard

**Special Counsel Present:** Joseph Estes

- (1) Call to the Public - Consideration and discussion of comments from the public. Those wishing to address the Pinal County Board of Supervisors need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.

**Click Here for Call to the Public Guidelines**

The following members of the public appeared before the Board and spoke:

- Regarding Elections; Mary Rodriguez, Casa Grande.
- Regarding Building Permits; Bob Dowghty, Casa Grande.
- Recommended Mayor's Reading Club of Casa Grande, Sheriff's Office concerns during the last Board meeting; expenditures, electioneering, and audit requested, government shutdown concerns, and commended Kent Volkmer, County Attorney for Pinal County Strong Program Event in Coolidge; Noel Reck, Eloy.
- Regarding concerns during Call to Public at the last Board Meeting, Sheriff Mark Lamb electioneering, and guidelines; Roberto Reveles, Gold Canyon.

Chairman Serdy confirmed Staff meet with Mr. Dowghty and thanked them.

### **Item Action: Public Comments**

- (2) County Manager's Report (Information Only). (Leo Lew)

Leo Lew, County Manager, provided the following updates; Peralta Regional Park will be closed this Saturday to the public, Pinal County is hosting an employees and families Picnic in the Park from 11:00 a.m. to 3:00 p.m., Development Services has announced they are extending hours Monday through Thursday from 7:00 a.m. to 6:00 p.m. for One Stop Shop, Fridays inspections will be conducted for building and quality assurance inspectors however, the One Stop Shop will not be open on Fridays, and recognized our volunteers and citizens who help keep our roads clean through Adopt A County Road Program, followed by Video.

Chairman Serdy commended our volunteers.

### **Item Action: Information Only**

- (3) Supervisor District update(s) regarding notable current or upcoming events concerning the district (Information Only). (Jeff Serdy)

Supervisor Miller provided the following District update; in celebration of our Veterans on Veterans Day there is an event at the Tesla Racetrack on November 10<sup>th</sup>.

Vice-Chairman McClure provided the following District update; there will be a meeting at the Arizona City Fire District on Friday, November 3<sup>rd</sup> from 3:00 p.m. to 5:00 p.m. to discuss issues.

Supervisor Cavanaugh provided the following District update; thanked the County and Supervisor Miller for following up and getting fire hydrants installed for the Randolph community.

Chairman Serdy provided the following District update; the Bureau of Land Management has made a final decision to create a recreation area up and around the Goldfield Ghost Town area to eliminate illegal camping, current campers will be given one month to vacate, and then it will be a year process to fence the entire area, build restrooms, and parking lots. Chairman thanked the Bureau of Land Management and all that worked on this issue, and thanked everyone for their patience.

**Item Action: Information Only**

- (4) Purchasing Division Report - November 1, 2023 (Tiara Peterson/Angeline Woods)

Tiara Peterson, Purchasing Manager, appeared before the Board, presented, and advised of the correction to Requisition 168921 for eight (8) Tahoes.

**Item Action: Approved as presented with the correction to Requisition 168921 for eight (8) Tahoes.**

Motion Made By: Supervisor Miller

Seconded By: Supervisor Goodman

To approve as presented with the correction to Requisition 168921 for eight (8) Tahoes.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (5) Presentation on Pinal County Attorney's Office Diversion Program as requested at the Pinal County Board of Supervisors Regular Session held on September 27, 2023. (Kent Volkmer)

Chairman Serdy requested a motion.

**Item Action: Continued to November 15, 2023 Board Meeting**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Goodman

To continue to November 15, 2023 Board Meeting.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

(6) **CONSENT ITEMS:**

All items indicated by an asterisk (\*) will be handled by a single vote as part of the consent agenda, unless a Board Member, County Manager, or member of the public objects at the time the agenda item is called.

Chairman Serdy announced he has pulled Items D, AM, and AN, and asked if there were any requests from a Board Member, staff or the audience to remove any additional consent agenda items for discussion.

Supervisor Cavanaugh pulled Item E.

Roberto Reveles, Gold Canyon appeared before the Board and requested to pull Items F, G, and H.

**Item Action: Approved Consent Agenda Items A through AP, Minus D, E, F, G, H, AM, and AN**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To approve Consent Agenda Item A through AP, Minus D, E, F, G, H, AM, and AN.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- \* A. Discussion/approval/disapproval of Minutes from September 27, 2023, Regular Meeting of the Board of Supervisors. (Natasha Kennedy)
- \* B. Discussion/approval/disapproval of the current billings before the Board. (Natasha Kennedy)
- \* C. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control for the Special Event License Application of Nicole Crombie, for the Hymns and Hops Event to be held at the Crossroads Lutheran Church, located at 2769 E. Combs Road Building D, San Tan Valley, Arizona 85140 on Sunday, December 10, 2023, from 3:00 p.m. to 5:00 p.m. Additionally, authorizing the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #2. (Natasha Kennedy)

**Item D Pulled from Consent Agenda**

- \* D. Discussion/approval/disapproval of Supervisor Serdy's appointment of Frank Davila, Dudleyville, Arizona 85192 to the Planning and Zoning Commission to serve out the term due to a current vacancy, said term of service will be November 2, 2023, through February 16, 2024. Supervisor District #5. (Natasha Kennedy)

Chairman Serdy spoke in recognition and gratitude of the appointment of Frank Davila to the Planning and Zoning Commission, and thanked all constituents who serve.

**Item Action: Approved Consent Item D as presented**

Motion Made By: Supervisor Miller

Seconded By: Supervisor Goodman

To approve Consent Agenda Item D as presented.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

**10:00 a.m.** – Chairman Serdy called Consent Agenda Items AM and AN out of order.

**10:04 a.m.** – Chairman Serdy returned to Consent Item E.

**Item E Pulled from Consent Agenda**

- \* E. Discussion/approval/disapproval of further clarification by establishing a policy regarding the conduct of petition reviews on property classification and valuation appeals by Resolution No. 110123-COB. (Chris Keller/Natasha Kennedy)

Supervisor Cavanaugh requested the County Attorney's Office explain how this clarifies or changes the procedures used in the past.

Scott Johnson, Deputy County Attorney appeared before the Board, this Resolution clarifies the Board's responsibilities with respect to State Statute, in the event an Appeal should occur, the decision of the State Board of Equalization Hearing Officer that this Board is contracted with is final.

Supervisor Miller requested confirmation.

Scott Johnson confirmed the Petitioner's process to Appeal after the County level would be State Tax Court, a division of the Superior Court.

**Item Action: Approved Consent Item E as presented**

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Miller

To approve Consent Agenda Item E as presented.

Motion Passed

Ayes: Goodman, McClure, Miller, Serdy (4)

Nays: Cavanaugh (1)

**Items F, G, and H Pulled from Consent Agenda**

- \* F. Discussion/approval/disapproval of the Internal Audit Charter approved by the Audit Committee on September 26, 2023. (Matt Busby/Eric Groen/MaryEllen Sheppard)
- \* G. Discussion/approval/disapproval of the Audit Committee By-Laws approved by the Audit Committee on September 26, 2023. (Matt Busby/Eric Groen/MaryEllen Sheppard)
- \* H. Discussion/approval/disapproval of the Audit Committee Charter approved by the Audit Committee on September 26, 2023. (Matt Busby/Eric Groen/MaryEllen Sheppard)

Roberto Reveles, Gold Canyon appeared before the Board, encouraged the Audit Committee to seek additional resources as they deem fit to complete important tasks for example the Treasurer's Office failure to balance the checkbook over a six year period, to look closely at vulnerabilities, ask for help when needed, and spoke in support of Items F, G, and H.

**Item Action: Approved Consent Items F, G, and H as presented**

Motion Made By: Supervisor Miller

Seconded By: Supervisor Cavanaugh

To approve Consent Agenda Items F, G, and H as presented.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- \* I. Discussion/approval/disapproval of the Pinal County Open Space and Trails Department submitting a Recreation and Public Purposes (R&PP) Lease application to the Bureau of Land Management (BLM) for Regional Park #2. Under the R&PP application Pinal County intends to lease qualified BLM property for the ultimate development of a Regional Park in central Pinal County. Supervisor Districts #4 and #5. (Kent Taylor/Himanshu Patel)
- \* J. Discussion/approval/disapproval of the Pinal County Open Space and Trails Department submitting a Recreation and Public Purposes (R&PP) Lease application to the Bureau of Land Management (BLM) for Regional Park #3. Under the R&PP application Pinal County intends to lease qualified BLM property for the ultimate development of a Regional Park in central Pinal County. Supervisor District #4. (Kent Taylor/Himanshu Patel)
- \* K. Discussion/approval/disapproval to submit a grant application to the Arizona Companion Animal Spay/Neuter Fund for \$10,000. This grant will be used by Pinal County Animal Care and Control to go towards vouchers for owned pets, helping citizens with alteration surgery costs. This grant will cover all districts and will be at no cost to the County. (Audra Michael/MaryEllen Sheppard)
- \* L. Discussion/approval/disapproval to submit a grant application to the Arizona Companion Animal Community Cats Trap Neuter Return (TNR) grant for \$10,000. This grant will be used by Pinal County Animal Care and Control to go towards the spay/neuter surgeries of approximately 125 cats considered feral or unsocialized, so they can no longer procreate. This grant will cover all districts and will be at no cost to the County. (Audra Michael/MaryEllen Sheppard)
- \* M. Discussion/approval/disapproval to submit a grant application to the Arizona Companion Animal Spay/Neuter Fund for \$12,000. This grant will be used by Pinal County Animal Care and Control to subsidize the cost of alteration surgeries performed on the animals we are adopting out. (Audra Michael/MaryEllen Sheppard)
- \* N. Discussion/approval/disapproval of Resolution No. 110123-PCHA approving the Operating Budget for fiscal year July 1, 2022, through June 30, 2023, for Pinal County Housing and Community Development Department. (Rolanda Cephas/Cathryn Whalen)
- \* O. Discussion/approval/disapproval of Resolution No. 110123-AD23-006 approving Kore Redden the applicant agent and Courtney Prock the alternate applicant agent for Arizona Department of Emergency Affairs (DEMA) public assistance until further notice. (AD23-006) (Courtney Prock/Kore Redden/Joe Ortiz)

- \* P. Discussion/approval/disapproval of Subrecipient Agreement #EMF-2023-APP- 00008-S01 under the FFY2023 Emergency Management Performance Grant between the Arizona Department of Emergency and Military Affairs and Pinal County, through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, in the amount of \$372,196.38, with a match of \$372,196.38. This grant will be used by Development Services for the operating budget of the Office of Emergency Management. (GA23-013) (Courtney Prock/Kore Redden/Joe Ortiz)
- \* Q. Discussion/approval/disapproval of the Intergovernmental Agency Agreement between Graham County and Pinal County for the participation in Pinal County's Safety Rodeo. (GA23-014) (Natasha Carrisalez/Joe Ortiz)
- \* R. Discussion/approval/disapproval of a Final Plat for Bella Vista Farms Parcel U Parcel 1. Supervisor District #2. (FP21-082) (Glenn Bak/Joe Ortiz)
- \* S. Discussion/approval/disapproval of a Final Plat for Bella Vista Farms Parcel U Parcel 2. Supervisor District #2. (FP21-083) (Glenn Bak/Joe Ortiz)
- \* T. Discussion/approval/disapproval of a Final Plat for Bella Vista Farms Parcel U Parcel 3. Supervisor District #2. (FP21-084) (Glenn Bak/Joe Ortiz)
- \* U. Discussion/approval/disapproval of a Minor Replat for Hunt Retail of San Tan Heights. Supervisor District #2. (FP23-003) (Glenn Bak/Joe Ortiz)
- \* V. Discussion/approval/disapproval of Consent Agreement for Transfer of County Right-of-Way for a portion of Selma Hwy to the City of Eloy, located in Section 3, T7S, R7E, in the unincorporated area of Pinal County. Supervisor District #3. (RD23-074) (Celeste Garza/Joe Ortiz)
- \* W. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Jerry Savage, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code of Outside Storage and Parking – Accessory Uses for storing inoperable/unregistered vehicles on the property and constructing an over height fence using various scrap metal. The property is located at 48055 W. Whirlybird Road, Maricopa in Supervisor District #1. (James Mitchell/Kent Volkmer)
- \* X. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Eddy Escarcega, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code of Outside Storage and Parking for storing two inoperable recreational vehicles, being used as living quarters, and storage of tires and other indiscernible items. The property is located at 2457 S. Oak Road, Maricopa in Supervisor District #1. (Ian Daranyi/Kent Volkmer)

- \* Y. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Ronald and Jennifer Walters, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owners were found in violation of the Pinal County Development Services Code of Outside Storage and Parking for maintaining outside storage of tires, metals, scrap wood/lumber, household items and other indiscernible items, parking inoperable/unlicensed vehicles, including but not limited to a bus and a boat on a trailer. The property is located at 46638 N. McKenzie Road, San Tan Valley in Supervisor District #2. (Ian Daranyi/Kent Volkmer)
- \* Z. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Amy and Oscar Reyes, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owners were found in violation of the Pinal County Building Code Ordinance of Unsafe Structure, Unsafe Equipment and Unlawful Structure for maintaining the presence of a garage attached to the permitted single-family residence, which was illegally converted into a living space without a permit. In addition to building and demolishing a second story on top of the attached garage and conducting electrical work on the structure without a permit. The property is located at 6629 S. Lehr Road, Casa Grande in Supervisor District #3. (Scott Johnson/Kent Volkmer)
- \* AA. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against the Estate of Yvette Cook, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code of Outside Storage and Parking for multiple inoperable and unregistered/expired registration vehicles, tires, scrap metals, and other indiscernible/inoperable items. The Property is located at 24929 W. Boone Drive, Casa Grande in Supervisor District #3. (April Holley/Kent Volkmer)
- \* AB. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Matthew J. Wayman, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code of Regulations – Uses Permitted in GR Zoning for maintaining a dilapidated second mobile home located on the west side of the residence. The property is located at 46914 E. Chuckwagon Ranch Road, Saddlebrook in Supervisor District #4. (Ian Daranyi/Kent Volkmer)
- \* AC. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Clara M. Thompson, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code of Outside Storage and Parking for having several inoperable and/or unlicensed vehicles, scrap metal, wood, tanks and other indiscernible scrap/debris throughout the property. The property is located at 268 W. Frontier Street, Apache Junction in Supervisor District #5. (April Holley/Kent Volkmer)

- \* AD. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Clara M. Thompson, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code of Outside Storage and Parking for having a shed, accessory building/garage and miscellaneous scrap and/or debris on the property. The property is located at APN: 100-10-007D, Apache Junction in Supervisor District #5. (April Holley/Kent Volkmer)
- \* AE. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Amber M. Zanella, up to and including filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code of Outside Storage and Parking – Accessory Use and Heavy Trucks, in addition to Zoning Clearance and Permits for building a shade structure without a permit and storing multiple vehicles on property classified as vacant. The property is located at APN: 103-13-0400, Apache Junction in Supervisor District #5. (Scott Johnson/Kent Volkmer)
- \* AF. Discussion/approval/disapproval for Award Agreement 2023-194 under the Victims of Crime Act (VOCA) between the Arizona Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2023, ending September 30, 2024, for \$66,137 with a match amount of \$16,534 or 25%.  
This grant will be used by the Pinal County Attorney's Office to continue to cover cost for the Family Advocacy Center Trauma Therapy Services. Funds have been budgeted for FY23/24. (Kent Volkmer)
- \* AG. Discussion/approval/disapproval for Award Agreement 2023-215 under the Victims of Crime Act (VOCA) between the Arizona Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2023, ending September 30, 2024, for \$61,566 with a match amount of \$15,392 or 25%. This grant will be used by the Pinal County Attorney's Office to continue to cover a portion of a Victim Advocate position. Funds have been budgeted for FY23/24. (Kent Volkmer)
- \* AH. Discussion/approval/disapproval for Award Agreement 2023-217 under the Victims of Crime Act (VOCA) between the Arizona Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2023, ending September 30, 2024, for \$6,950 with a match amount of \$1,738 or 25%. This grant will be used by the Pinal County Attorney's Office to continue to cover cost associated for the Family Advocacy Center K9. Funds have been budgeted for FY23/24. (Kent Volkmer)
- \* AI. Discussion/approval/disapproval for Award Agreement 2023-220 under the Victims of Crime Act (VOCA) between the Arizona Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2023, ending September 30, 2024, for \$170,776 with a match amount of \$42,694 or 25%.  
This grant will be used by the Pinal County Attorney's Office to continue to help cover the cost of a Victim Advocate and a Victims Notification position. Funds have been budgeted for FY23/24. (Kent Volkmer)

- \* AJ. Discussion/approval/disapproval for Award Agreement 2023-221 under the Victims of Crime Act (VOCA) between the Arizona Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2023, ending September 30, 2024, for \$56,782 with a match amount of \$14,196 or 25%. This grant will be used by the Pinal County Attorney's Office to continue to cover the cost for the Juvenile Court Victim Advocate position. Funds have been budgeted for FY23/24. (Kent Volkmer)
- \* AK. Discussion/approval/disapproval of Resolution No. 110123-ED to cancel the November 14, 2023, Election for a board member of a certain political subdivision in Pinal County (Hohokam Irrigation and Drainage District, Maricopa-Stanfield Irrigation and Drainage District, Silverbell Irrigation and Drainage District, Queen Creek Irrigation District, and San Carlos Irrigation and Drainage District), pursuant to A.R.S. 16-410(A) as uncontested, and requesting the appointment of the person who filed to be a candidate to fill the respective position for the respective terms of office. Supervisor Districts #1 and #4. (Dana Lewis)
- \* AL. Discussion/approval/disapproval of the following appointments and resignations for the precinct committeemen for the Republican Party:
  - Appointments:**
  - Supervisor District #1**
  - Precinct #102 Holly Farrar 42496 W. Cheyenne Dr. Maricopa 85138
  - Precinct #111 Irene Medford-Dittrich 36422 W. San Sisto Ave. Maricopa 85138
  - Precinct #111 Thomas Dittrich 36422 W. San Sisto Ave. Maricopa 85138
  - Supervisor District #3:**
  - Precinct #36 Christopher Lopez 22198 W. Ash Ave. Casa Grande 85193
  - Supervisor District #4:**
  - Precinct #8 Gloria Wolf 64281 E. Golden Spur Ct. Saddlebrooke 85739
  - Supervisor District #5:**
  - Precinct #45 Paula Reynolds 4328 W. Idaho Rd. Apache Junction 85119 Precinct #45 Douglas Reynolds 4328 W. Idaho Rd. Apache Junction 85119 Precinct #45 Ken Taylor 4980 N. Ironwood Dr. Apache Junction 85120 Precinct #57 Daniel McKinnis 1015 N. Tomahawk Rd. Apache Junction 85119 Precinct #57 Mary McKinnis 1015 N. Tomahawk Rd. Apache Junction 85119 Precinct #57 Jefferson Morgan 3528 N. Val Vista Rd. Apache Junction 85119 Precinct #66 Debra Whetzel 8401 E. Aloe Vera Circle Gold Canyon 85118 Resignations:
  - Supervisor District #5:**
  - Precinct #57 Tuni Gravink-House 5027 E. Hidalgo St. Apache Junction 85119 (Dana Lewis)

**10:00 a.m.** – Chairman Serdy called Consent Agenda Items AM and AN out of order.

**Items AM and AN Pulled from Consent Agenda**

- \* AM. Discussion/approval/disapproval of the Intergovernmental Agreement for Cooperative Law Enforcement Training Operations between the Pinal County Sheriff's Office and the City of Mesa Police Department. This agreement is for the purpose of conducting joint law enforcement training (specifically, drivers training, firearms training, use of force/defensive tactics related training, and other related law enforcement training) attended by designed sworn law enforcement personnel. (Mark Lamb)
- \* AN. Discussion/approval/disapproval of the Intergovernmental Agreement between Pinal County by and through the Pinal County Sheriff's Office (PCSO) and the Department of Liquor Licenses & Control (DLLC) Regarding Use of Shooting Range. The purpose of this agreement is to grant DLLC limited use and access to the Outdoor Shooting Range owned by PCSO. (Mark Lamb)

Chairman Serdy requested additional information.

Matthew Thomas, Chief Deputy Sheriff, appeared before the Board and presented on Items AM and AN.

Discussion held regarding one shooting range complaint by the following Board Member and Staff; Chairman Serdy, and Matthew Thomas.

**Item Action: Approved Consent Agenda Items AM and AN as presented**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Consent Agenda Items AM and AN as presented.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

**10:04 a.m.** – Chairman Serdy returned to Consent Item E.

- \* AO. Discussion/approval/disapproval to accept the FY 23/24 Senate Bill 1720 Local Border Support appropriation through the Department of Public Safety (DPS) Border Strike Force Funding Department to the Pinal County Sheriff's Office through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$1,000,000. These funds will be used to support the Anti-Smuggling Unit (ASU), the Pinal County Narcotics Task Force (PCNTF), and our Gang and Habitual Offender Strike Team (GHOST) Unit. The acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 203 (Sheriff's Grants) to increase revenue and expenditure appropriations. There is no impact on the General Fund. (Mark Lamb)
  - \* AP. Discussion/approval/disapproval of Award Agreement CJI-22-001 Grant Adjustment #3 under the Criminal Justice Innovative Grant Program between the Arizona Criminal Justice Commission (ACJC) and Pinal County Sheriff's Office, through the Pinal County Board of Supervisors, beginning July 1, 2021, ending June 30, 2024, for an additional \$22,045. The new total grant award is \$126,321.17. This grant will be used to purchase electronic equipment to support the Sheriff's Office Juvenile Redirection Program. The acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 203 (Sheriff's Grants) to increase revenue and expenditure appropriations. There is no impact on the General Fund. (Mark Lamb)
- (7) Meeting of the Pinal County Flood Control District Board of Directors. (Christopher Wanamaker/Joe Ortiz)

Chairman Serdy recessed the Pinal County Board of Supervisors Meeting and convened as the Pinal County Flood Control District Board of Directors Meeting.

**Item Action: Convened into the Pinal County Flood Control District Agenda**

Chairman Serdy adjourned the Pinal County Flood Control District Board of Directors Meeting.

- (8) Meeting of the Pinal County Public Health Services District Board of Directors. (Merissa Mendoza/MaryEllen Sheppard)

Chairman Serdy convened as the Pinal County Public Health Services District Board of Directors Meeting.

**Item Action: Convened into the Pinal County Public Health Services District Agenda**

Chairman Serdy adjourned the Pinal County Public Health Services District Board of Directors Meeting and reconvened the Pinal County Board of Supervisors Meeting.

- (9) Discussion/approval/disapproval of Risk Assessment FY23. (Matt Busby/Eric Groen/MaryEllen Sheppard)

Eric Groen, Internal Audit, Protiviti appeared before the Board and presented.

**Item Action: Approved**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Cavanaugh

To approve Risk Assessment FY23.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (10) Discussion/approval/disapproval of Internal Audit Plan FY24-26. (Matt Busby/Eric Groen/MaryEllen Sheppard)

Eric Groen, Internal Audit, Protiviti appeared before the Board, presented, and advised the estimated timing for Data Governance should read 2024 not 2025.

Discussion held regarding the auditing of grant money, grant management review completed a few years ago by Internal Audit, process, and possible audits of grants for a later time by the following Board Members and Internal Audit Representative; Vice-Chairman McClure, Supervisor Miller, and Eric Groen.

**Item Action: Approved as presented updating Data Governance Audit estimated timing to read 2024 Q2**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve Item 10 as presented.

Natasha Kennedy, Clerk of the Board stated there is a correction to Data Governance Audit to 2024.

Friendly Amendment Offered By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve as presented updating Data Governance Audit estimated timing to read 2024 Q2.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (11) Presentation of the 22-23 Silent Whistle Update. (Matt Busby/Eric Groen/MaryEllen Sheppard)

Eric Groen, Internal Audit, Protiviti appeared before the Board and presented.

Discussion held regarding the Silent Whistle process, response time, and routing by the following Board Members and Internal Audit Representative; Chairman Serdy, Supervisor Cavanaugh, Supervisor Miller, and Eric Groen.

Eric Groen introduced new team member Nate Patton, Protiviti.

Natasha Kennedy, Clerk of the Board announced for the Record Chairman Matt Busby of the Audit Committee is present today.

Eric Groen thanked the Audit Committee, we appreciate their support, and recommendations.

Supervisor Miller recognized the strong structure built over the past ten years, thanked County Management and Internal Audit for their efforts, and stated he has received good feedback from the participants and Members of Audit Committee.

**Item Action: Information Only**

**10:36 a.m.** – Kevin Costello, Assistant Bureau Chief Civil Deputy County Attorney advised Joseph Estes, Special Counsel will represent the Board for Item 12. Joseph Estes is present on the dais, and Kevin Costello left the dais.

- (12) Hearing, Review, and Action on Appeal of Hearing Officer's decision on ZO-08-18-015, Alimohamed Anjum, Islamic Cultural Center, Tax Parcel Nos. 51007019 and 510070200, Complaint No. CC-0037-18, Count #1: Violated Section 2.200.010 - Uses Permitted. Supervisor District #4. (Continued from the May 18, 2022, Board Meeting) (Due to Redistricting now located within Supervisor District #1) (Continued from the September 7, 2022, Board Meeting) (Continued from the January 25, 2023, Board Meeting) (Continued from the August 2, 2023, Board Meeting) (Alimohamed Anjum/Scott Johnson)

Scott Johnson, Deputy County Attorney appeared before the Board, presented, and requested jointly with the Applicant, this Board vacate the Hearing Officers Decision and close the case.

**Item Action: Vacate the Appeal and Dismiss the Case**

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To Vacate the Appeal and Dismiss the Case.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

**10:39 a.m.** – Joseph Estes, Special Counsel left the dais and Kevin Costello, Assistant Bureau Chief Civil Deputy County Attorney returned to the dais.

- (13) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2023-SUP-005-23, a Resolution approving case SUP-005-23, Craig Christiansen, owner/applicant, and Earl & Curley, P.C./Taylor Earl, agent, requesting approval of a Special Use Permit to operate a recreation field, on a 9.064± acre parcel in the GR (General Rural) Zone, situated in a portion of Section 33, Township 04 South, Range 02 East, Pinal County, Arizona, Tax Parcel 510110260 (legal on file), located about 1/4 mile northwest of Farrell Road and North Stonebluff Road about 2.75 miles south of Maricopa SR 238 Highway, in unincorporated area of Pinal County. The Planning Commission recommended approval unanimously (8-0) of case SUP-005-23 with twenty-five (25) stipulations. Supervisor District #1. (Sangeeta Deokar/Brent Billingsley)

Sangeeta Deokar, Planner appeared before the Board and presented.

Discussion held regarding this project; General Rural Zoning, Peralta Park concerns, Stipulations 15 and 16, Letters of Opposition addressed through stipulations, and the next steps at the site plan process by the following Board Members and Staff; Chairman Serdy, Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Miller, Gilbert Olgin, Planning Manager, and Sangeeta Deokar.

Taylor Earl, Earl and Curley, Applicant Representative, appeared before the Board, presented, and provided proposed changes to Stipulations 15 and 16.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

Further discussion held regarding Stipulations 15 and 16 by the following Board Member and Applicant Representative; Supervisor Miller and Taylor Earl.

**Item Action: Approved with twenty-five (25) Stipulations with the Updates to Stipulations 15 and 16, as presented by the Applicant to read:**

- **Stipulation 15; Applicant/owner shall utilize decomposed granite or other dust-control measure(s) for the 24' ingress-egress, camping sites, and parking, as approved by the County Engineer. Where possible, to preserve a rural and natural appearance, paving should be avoided.**
- **Stipulation 16; Stabilization of commercial parking, drives and yards shall be conducted pursuant to Pinal County Air Quality Code of Regulations Chapter 4, Article 4, as applicable. Residential parking and drives shall be stabilized pursuant to PCAQ Code of Regulations Chapter 4, Article 5, as applicable;**

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To approve with twenty-five (25) Stipulations with the Updates to Stipulations 15 and 16, as presented by the Applicant to read:

- Stipulation 15; Applicant/owner shall utilize decomposed granite or other dust-control measure(s) for the 24' ingress-egress, camping sites, and parking, as approved by the County Engineer. Where possible, to preserve a rural and natural appearance, paving should be avoided.
- Stipulation 16; Stabilization of commercial parking, drives and yards shall be conducted pursuant to Pinal County Air Quality Code of Regulations Chapter 4, Article 4, as applicable. Residential parking and drives shall be stabilized pursuant to PCAQ Code of Regulations Chapter 4, Article 5, as applicable;

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (14) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2023-SUP-019-23, a Resolution approving case SUP-019-23. Jim Caciola of Vertical Bridge LLC., applicant/agent, requesting approval of a Special Use Permit to install and operate a new stealth designed Wireless Communication Facility (WCF) on an 3.35± acre parcel in the Suburban Ranch (SR) Zoning District; tax parcel 501-45-0680 (legal on file); situated in a portion of Section 26, Township 06 South, Range 02 East, Pinal County, Arizona, located north of W. Fresno Road and west of S. Rincon Road in an unincorporated area of the City of Maricopa within Pinal County. The Planning and Zoning Commission recommended approval unanimously (9-0) of case SUP-019-23 with sixteen (16) stipulations. Supervisor District #1. (Val Lujan/Brent Billingsley)

Valerie Lujan, Planner appeared before the Board and presented.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

Discussion held regarding the project; CMU block wall fence requirement, and power requirement by the following Board Members, Staff, and Applicant Representative; Vice-Chairman McClure, Supervisor Miller, Valerie Lujan and Jim Caciola, Applicant Representative, Clearblue Services.

**Item Action: Approved as presented with sixteen (16) Stipulations**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To approve of Resolution No. 2023-SUP-019-23, a Resolution approving case SUP-019-23. Jim Caciola of Vertical Bridge LLC., applicant/agent, requesting approval of a Special Use Permit to install and operate a new stealth designed Wireless Communication Facility (WCF) on an 3.35± acre parcel in the Suburban Ranch (SR) Zoning District; tax parcel 501-45-0680 (legal on file); situated in a portion of Section 26, Township 06 South, Range 02 East, Pinal County, Arizona, located north of W. Fresno Road and west of S. Rincon Road in an unincorporated area of the City of Maricopa within Pinal County. The Planning and Zoning Commission recommended approval unanimously (9-0) of case SUP-019-23 with sixteen (16) stipulations.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (15) **Public Hearing** and discussion/approval/disapproval of case CSR-008-23: Signarama Chandler and Persona Signs, Applicant, McDonald's Corp, Owner, requesting approval of a Comprehensive Sign Package amendment to case CSR-001-09 to allow the installation of signs with a total square footage of 188.1 square feet and allow Electronic Message Boards to be used as menu boards. The subject site is located on the Southeast corner of W Hunt Highway and N Thompson Rd in San Tan Valley. Supervisor District #2. (Patrick Roberts/Brent Billingsley)

Patrick Roberts, Senior Planner appeared before the Board and presented.

Discussion held regarding the current sign code, the new sign code process, and action requirements of the Board by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Miller, Brent Billingsley, Community Development Director, and Patrick Roberts.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

**Item Action: Approved as presented with one (1) Stipulation**

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve case CSR-008-23: Signarama Chandler and Persona Signs, Applicant, McDonald's Corp, Owner, requesting approval of a Comprehensive Sign Package amendment to case CSR-001-09 to allow the installation of signs with a total square footage of 188.1 square feet and allow Electronic Message Boards to be used as menu boards. The subject site is located on the Southeast corner of W Hunt Highway and N Thompson Rd in San Tan Valley, with one (1) Stipulation.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (16) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2023-PZ-040-23, a Ordinance approving case PZ-040-23, VTLG HUNT HIGHWAY LAND CO., LLC, landowner, Pew & Lake PLC, agent, requesting approval of a rezone from General Rural-GR to Community Commercial-C-2 (9.32 acres) and Multiple Residence-MR (18.43 acres) on 27.74 ± acres, to allow a mixed use development plan, situated in Section 18, T03S, R07E, tax parcel 210-18-2260 (legal on file), located on west of Hunt Highway and south of N Stone Creek Dr in the San Tan Valley area. The Planning Commission recommended approval unanimously (8-0) of case PZ-040-23 with one (1) stipulation. Supervisor Districts #2 and #4. (Glenn Bak/Brent Billingsley)

Chairman Serdy announced Items 16 and 17 will be discussed together.

Glenn Bak, Planner appeared before the Board and presented.

Chairman Serdy opened the Collective Public Hearing for Items 16 and 17 and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time.

The following members of the public appeared before the Board and spoke:

- Spoke in support of this project; Sean Lake, Pew and Lake, PLC, Applicant Representative.
- Spoke in support of this project, this is a classic example of a community working with a developer to come to a conclusion that is equitable for both reserving almost nine (9) acres of commercial space in the front, and spoke in opposition of the Stella Project; Gary Maudlin, San Tan Valley.

Chairman Serdy closed the Collective Public Hearing.

Supervisor Goodman directed Staff to meet with Gary Mauldin today to discuss the timeline for the Stella Project. Noting this is a prime example of community working together, Supervisor McClure spending time and helping with the developer to address two needs; apartments and commercial property. Supervisor Goodman commended the neighbors, Supervisor McClure, and Hancock Holmes.

Vice-Chairman McClure expressed thanks.

**Item Action: Approved as presented with one (1) Stipulation**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Goodman

To approve Ordinance No. 2023-PZ-040-23, a Ordinance approving case PZ-040-23, VTLG HUNT HIGHWAY LAND CO., LLC, landowner, Pew & Lake PLC, agent, requesting approval of a rezone from General Rural-GR to Community Commercial-C-2 (9.32 acres) and Multiple Residence-MR (18.43 acres) on 27.74 ± acres, to allow a mixed use development plan, situated in Section 18, T03S, R07E, tax parcel 210-18-2260 (legal on file), located on west of Hunt Highway and south of N Stone Creek Dr in the San Tan Valley area. The Planning Commission recommended approval unanimously (8-0) of case PZ-040-23 with one (1) stipulation.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (17) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2023-PZ-PD-013-23, a Ordinance approving case PZ-PD-013-23, VTLG HUNT HIGHWAY LAND CO., LLC, landowner, Pew & Lake PLC, agent, requesting approval of a Planned Area Development (PAD) Overlay District on 18.43 ± acres, to allow flexible standards in the residential portion of a mixed use development, situated in Section 18, T03S, R07E, a portion of tax parcel 210-18-2260 (legal on file), located on west of Hunt Highway and south of north Stone Creek Dr. in the San Tan Valley area. The Planning Commission recommended approval unanimously (8-0) of case PZ-PD-013-23 with fifteen (15) stipulations. Supervisor Districts #2 and #4. (Glenn Bak/Brent Billingsley)

Discussion and Collective Public Hearing held during Item 16.

**Item Action: Approved as presented with fifteen (15) Stipulations**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Goodman

To approve Ordinance No. 2023-PZ-PD-013-23, a Ordinance approving case PZ-PD-013-23, VTLG HUNT HIGHWAY LAND CO., LLC, landowner, Pew & Lake PLC, agent, requesting approval of a Planned Area Development (PAD) Overlay District on 18.43 ± acres, to allow flexible standards in the residential portion of a mixed use development, situated in Section 18, T03S, R07E, a portion of tax parcel 210-18-2260 (legal on file), located on west of Hunt Highway and south of north Stone Creek Dr. in the San Tan Valley area. The Planning Commission recommended approval unanimously (8-0) of case PZ-PD-013-23 with fifteen (15) stipulations.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (18) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2023-SUP-017-23, a Resolution approving case SUP-017-23. Jim Caciola of Vertical Bridge LLC., applicant/agent, requesting approval of a Special Use Permit to install and operate a new stealth designed Wireless Communication Facility (WCF) on an 10.48± acre parcel in the General Rural (GR) Zoning District ; tax parcel 206-06-016M (legal on file); situated in a portion of Section 13, Township 05 South, Range 10 East, Pinal County, Arizona, located south of E. Florence-Kelvin Highway and east of N. Hohokam Road in an unincorporated area of the Town of Florence within Pinal County. The Planning and Zoning Commission recommended approval unanimously (9-0) of case SUP- 017-23 with fifteen (15) stipulations. Supervisor District #4. (Val Lujan/Brent Billingsley)

Valerie Lujan, Planner appeared before the Board and presented.

Discussion held regarding the Mono Elm design and other design options by the following Board Member and Staff; Chairman Serdy and Valerie Lujan.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

**Item Action: Approved as presented with fifteen (15) Stipulations**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Goodman

To approve Resolution No. 2023-SUP-017-23, a Resolution approving case SUP-017-23. Jim Caciola of Vertical Bridge LLC., applicant/agent, requesting approval of a Special Use Permit to install and operate a new stealth designed Wireless Communication Facility (WCF) on an 10.48± acre parcel in the General Rural (GR) Zoning District ; tax parcel 206-06-016M (legal on file); situated in a portion of Section 13, Township 05 South, Range 10 East, Pinal County, Arizona, located south of E. Florence-Kelvin Highway and east of N. Hohokam Road in an unincorporated area of the Town of Florence within Pinal County. The Planning and Zoning Commission recommended approval unanimously (9-0) of case SUP- 017-23 with fifteen (15) stipulations.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (19) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2023-IUP-003-23, a Resolution approving case IUP-003-23, Pinal County, property owner, Melody Spradlin on behalf of Lucid Motors, applicant/agent, requesting approval of an Industrial Use Permit to operate an electric vehicle battery pack testing facility, on an 480.0± acre parcel in the Industrial (I-3) Zoning District; tax parcel 410-14-0030 (legal on file); situated in a portion of Section 34, Township 10 South, Range 10 East, Pinal County Arizona, located in Pinal County as part of the Pinal County Airpark within proximity to Red Rock Community. The Planning Commission recommended approval unanimously (8-0) of case IUP-003-23 with nine (9) stipulations. Supervisor District #4. (LaRee Mason/Brent Billingsley)

LaRee Mason, Planner appeared before the Board and presented.

Discussion held regarding the project, lease of Pinal County property to Lucid Motors, and Stipulation 4 by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Miller, Kevin Costello, Assistant Bureau Chief Civil Deputy County Attorney, and LaRee Mason

Seth King, Land Use Counsel, Lucid Motors appeared before the Board, presented, and regarding Stipulation 4, agrees the duration of the permit should run consistent with the term of the lease.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

Further discussion held regarding Stipulation 4 and how to proceed by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Miller, and Kevin Costello.

**Item Action: Approved Item 19 as presented with nine (9) Stipulations, updating Stipulation 4 to read: this IUP runs commensurate with the terms of the lease**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Cavanaugh

To approve Resolution No. 2023-IUP-003-23, a Resolution approving case IUP-003-23, Pinal County, property owner, Melody Spradlin on behalf of Lucid Motors, applicant/agent, requesting approval of an Industrial Use Permit to operate an electric vehicle battery pack testing facility, on an 480.0± acre parcel in the Industrial (I-3) Zoning District; tax parcel 410-14-0030 (legal on file); situated in a portion of Section 34, Township 10 South, Range 10 East, Pinal County Arizona, located in Pinal County as part of the Pinal County Airpark within proximity to Red Rock Community. The Planning Commission recommended approval unanimously (8-0) of case IUP-003-23 with nine (9) stipulations, updating Stipulation 4 to read: this IUP runs commensurate with the terms of the lease.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (20) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2023-SUP-004-23, a Resolution approving case SUP-004-23, SBA 2012 TC Assets, LLC, property owner, Nicole Comach, applicant/agent, requesting approval of a Special Use Permit to continue to operate a wireless communication facility, on a 0.53± acre parcel in the CI-2 Industrial Zone; tax parcel 104- 63-007K (legal on file); situated in a portion of Section 6, Township 01 South, Range 08 East, Pinal County, Arizona, located north of Guadalupe Rd. and west of Ironwood Dr. in an unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (8 to 0) of case SUP-004-23 with seventeen (17) stipulations. Supervisor District #5. (Glenn Bak/Brent Billingsley)

Glenn Bak, Planner appeared before the Board and presented.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

**Item Action: Approved as presented with seventeen (17) Stipulations**

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Miller

To approve Resolution No. 2023-SUP-004-23, a Resolution approving case SUP-004-23, SBA 2012 TC Assets, LLC, property owner, Nicole Comach, applicant/agent, requesting approval of a Special Use Permit to continue to operate a wireless communication facility, on a 0.53± acre parcel in the CI-2 Industrial Zone; tax parcel 104- 63-007K (legal on file); situated in a portion of Section 6, Township 01 South, Range 08 East, Pinal County, Arizona, located north of Guadalupe Rd. and west of Ironwood Dr. in an unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (8 to 0) of case SUP-004-23 with seventeen (17) stipulations.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (21) **Public Hearing** and discussion/approval/disapproval of Resolution No. 110123-CD the revised fee schedule for Pinal County Development Services - Community Development Aquifer Protection Department pursuant to A.R.S. 11-251.08 and County policy. (Atul Shah/Brent Billingsley)

Brent Billingsley, Community Development Director appeared before the Board and presented.

Kevin Costello, Assistant Bureau Chief Civil Deputy County Attorney stated for the Record as a point of clarification Brent Billingsley mentioned the compliance with A.R.S. 11-251.08, since these fees could possibly be assessed against a business, staff also complied with A.R.S. 11-251.13.

Discussion held regarding the new fees and revenue for the department by the following Board Member and Staff; Supervisor Miller and Brent Billingsley.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

**Item Action: Approved as presented**

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To approve Resolution No. 110123-CD the revised fee schedule for Pinal County Development Services - Community Development Aquifer Protection Department pursuant to A.R.S. 11-251.08 and County policy, inclusive of A.R.S. 11-251.13.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (22) **Public Hearing** and discussion/approval/disapproval of Resolution No. 110123-RD23-075, a Resolution ordering the abandonment and extinguishment of an easement comprising a portion of Greasewood Street. Supervisor District #5. (RD23-075) (Celeste Garza/Joe Ortiz)

Joe Ortiz, Development Services Planning Manager, appeared before the Board and presented.

Chairman Serdy opened the Public Hearing and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

**Item Action: Approved**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To approve Resolution No. 110123-RD23-075, a Resolution ordering the abandonment and extinguishment of an easement comprising a portion of Greasewood Street.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (23) Discussion of Board members' request for future agenda item(s) and/or reports to be presented at upcoming meetings. (Jeff Serdy)

Chairman Serdy requested Kent Volkmer, County Attorney address the Board regarding the Court of Appeals ruling regarding Election hand counts, at the next Board Meeting.

Supervisor Miller echoed Chairman Serdy's request.

**Item Action: Information Only**

- (24) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(9) for legal advice and discussions with the Pinal County Superintendent of Schools and the Board of Supervisors regarding security plans, assessments and the security of operations, facilities and infrastructure technology. (Chris Keller/Jill Broussard)

Chairman Serdy stated following the motion for Items 24, 25, and 26 the Board shall take a ten (10) minute recess prior to starting Executive Session.

**Item Action: Convened into Executive Session for Items 24, 25, and 26**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To convene into Executive Session for Items 24, 25, and 26.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (25) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and pending litigation concerning Simplicity Communications Inc., et al. vs. Pinal County, Case No. CV201900905. (Scott Johnson/Leo Lew)

**Item Action: Convened into Executive Session**

- (26) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and contract negotiations concerning possible amendment to Bella Vista Farms Development Agreement. (Kevin Costello/Himanshu Patel)

**2:01 p.m.** – Vice-Chairman McClure, Supervisor Miller, and Leo Lew, County Manager did not return to the dais following Executive Session.

**Item Action: Adjourned Executive Session for Items 24, 25, and 26**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To adjourn Executive Session for Items 24, 25, and 26.

Motion Passed

Ayes: Cavanaugh, Goodman, Serdy (3)

Absent: McClure, Miller (2)

**2:01 p.m.** – Chairman Serdy adjourned the November 1, 2023, Regular Meeting of the Board of Supervisors.

**PINAL COUNTY BOARD OF SUPERVISORS**

---

Jeff Serdy, Chairman

**ATTEST:**

---

Natasha Kennedy, Clerk of the Board

Minutes Prepared By: Kelsey Pickard, Deputy Clerk of the Board

Approval of Minutes: December 6, 2023